

TOWN OF STONEHAM

SEWER USE ORDINANCE

ADOPTED      OCTOBER 24, 1983

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TOWN ADMINISTRATOR

TOWN OF STONEHAM, MASSACHUSETTS

RULES AND REGULATIONS GOVERNING THE USE OF PUBLIC AND PRIVATE SEWERS AND WASTE PIPING, THE INSTALLATION AND CONNECTION OF BUILDING SEWERS, AND THE DISCHARGE OF WATERS AND WASTES INTO THE PUBLIC SEWER SYSTEM: AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF: IN THE TOWN OF STONEHAM, COUNTY OF MIDDLESEX, COMMONWEALTH OF MASSACHUSETTS.

Be it enacted by the Town Administrator of the Town of Stoneham, Commonwealth of Massachusetts as follows:

ARTICLE I

DEFINITIONS

Unless the context specifically indicates otherwise, the meaning of terms used in these Rules and Regulations shall be as follows:

Section 1. "Act" shall mean Federal Water Pollution Control Act Amendments of 1972 (Public Law 92-500), as amended.

Section 2. "Applicant" or "Owner" shall mean any Person requesting approval to discharge Industrial Wastes or Sanitary Sewage into the Sewage Works of the Town.

Section 3. "Available" A Public Sewer shall be considered Available when the property upon which a building is situated abuts a street, Easement, or right of way in which a Public Sewer is located. If said building is more than two hundred (200) feet (60.9 meters) from the nearest Public Sewer, application may be made in writing to the Town to declare the Public Sewer "Not Available".

Section 4. "Biochemical Oxygen Demand" (denoted "BOD") shall mean the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five (5) days at 20°C, expressed in Milligrams per Liter.

Section 5. "Town" shall mean the Stoneham Town Administrator, or his duly authorized deputy, agent or representative(s).

Section 6. "Building Drain" shall mean that part of the lowest horizontal piping of a drainage system which receives the discharge from soil or waste, inside the walls of the building and conveys it to the Building Sewer.

Section 7. "Building Sewer" shall mean the extension from the Building Drain commencing at a point five (5) feet (1.5 meters) outside the inner face of the building wall and extending to the Public Sewer or other place of disposal.

Section 8. "Chemical Oxygen Demand" (denoted "COD") shall mean the quantity of oxygen utilized in the chemical oxidation of organic matter with a strong chemical oxidant, expressed in Milligrams per Liter.

Section 9. "Commission" shall mean the Metropolitan District Commission, Commonwealth of Massachusetts, or its duly authorized representatives.

Section 10. "Compatible Pollutant" shall mean a substance that is amenable to removal in substantial amounts by a Sewage Treatment Plant. Compatible Pollutants include, but are not limited to, coliform bacteria, Suspended Solids, and those that exert BOD.

Section 11. "Drain Layer" A general term applied to one in the business of, and licensed by the Town for laying drains from existing Public Sewers to the Building Drain of homes, commercial buildings, industrial buildings, and similar structures and properties.

Section 12. "Easement" shall mean an interest in land owned by another that entitles its holder to a specific limited use or enjoyment.

Section 13. "Equalization of Waste Flows" shall mean an averaging of variations in flow and composition of Sewage from particular sources by an equalizing basin or other means to provide a flow of reasonably uniform volume and composition prior to discharge into a Public Sewer.

Section 14. "Excessive" shall mean amounts of concentrations of a constituent of Sewage which, in the judgment of the Superintendent, will cause damage to any Sewage Works, which will be harmful to a Sewage treatment process, which cannot be removed in the Sewage Treatment Plant to the degree required to meet the limits set forth in the plant's discharge permit, and/or which can otherwise endanger life, limb, or public property, and/or which can constitute a nuisance.

Section 15. "Floatable Oil" shall mean oil, fat, or grease in a physical state such that it will separate by gravity from Sewage by treatment in an approved Pretreatment facility.

Section 16. "Garage" shall mean any building wherein is kept or stored one or more motor vehicles, including among others a public or private garage, carport, motor vehicle repair shop or paint shop, service station, lubricatorium, car wash, or any building used for similar purposes.

Section 17. "Garbage" shall mean solid wastes from the domestic and commercial preparation, cooking, and dispensing of food, and from the handling, storage, and sale of produce.

Section 18. "Incompatible Pollutant" shall mean a substance that is not amenable to removal in substantial amounts by a Sewage Treatment Plant. Incompatible pollutants include, but are not limited to, toxic metals and persistent organics.

Section 19. "Industrial User" shall mean any user identified in the Standard Industrial Classification Manual of the U.S. Office of Management and Budget, as amended and supplemented, under the following divisions:

- (a) Division A - Agriculture, Forestry, and Fishing
- (b) Division B - Mining
- (c) Division D - Manufacturing
- (d) Division E - Transportation, Communication, Electric, Gas, and Sanitary Service
- (e) Division I - Services

Section 20. "Industrial Wastes" shall mean the solid, liquid, or gaseous wastes from industrial manufacturing, processing, trade, or business as distinct from Sewage discharged from residences or from commercial establishments whose Sewage is similar in strength to that discharged from residences.

Section 21. "Infiltration" shall mean the water entering the Sewage Works, including Building Sewers, from the ground or water body, through such means as, but not limited to, defective pipes, pipe joints, connections, or manhole walls.

Section 22. "Inflow" shall mean the water discharged into the Sewage Works, including Building Sewers, from such sources as, but not limited to, roof leaders, cellar, yard, and area drains, foundation drains, cooling water discharges, drains from springs and swampy areas, manhole covers, cross connections from Storm Sewers and Combined Sewers, catch basins, stormwaters, surface runoff, street wash waters, or drainage.

Section 23. "Metropolitan Sewerage District" shall mean all the cities, towns and sewer districts served by the Commission in accordance with legislation.

Section 24. "Metropolitan Sewerage System" shall mean the Sewage Works under the control of the Commission.

Section 25. "Milligrams per Liter" shall mean a unit of the concentration of water or Sewage constituent. It is 0.001 gram of the constituent in one (1) liter of water.

Section 26. "Municipality" shall mean any city, town or sewer district that discharges sewage or septage into the Metropolitan Sewerage System whether the city, town or district is a member of the Metropolitan Sewerage District or is served by contract with the Commission.

Section 27. "Natural Outlet" shall mean any outlet into a Watercourse, pond, ditch, lake, or other body of surface or groundwater.

Section 28. "Person" shall mean any individual, firm, company, association, society, corporation, partnership or any political subdivision of the Commonwealth.

Section 29. "pH" shall mean the logarithm of the reciprocal of the weight of hydrogen ions in grams per liter of solution.

Section 30. "Pretreatment" shall mean any treatment of Sewage to make it suitable for discharge to a Public Sewer.

Section 31. "Properly Shredded Garbage" shall mean the wastes from the preparation, cooking, and dispensing of food that have been shredded to such a degree that all particles will be carried freely under the flow conditions normally prevailing in Public Sewers, with no particle greater than one-half (1/2) inch (1.27 centimeters) in any dimension.

Section 32. "Public Sewer" shall mean a sewer in the ownership and under the control of the Town of Stoneham.

Section 33. "Receiving Waters" shall mean any Watercourse, river, pond, ditch, lake, aquifer, ocean, or other body of surface or groundwater receiving discharge of Sewage or effluent.

Section 34. "Sanitary Sewage" shall mean liquid and water-carried human and domestic wastes from residences, commercial buildings, industrial plants and institutions, exclusive of ground, storm and surface water and exclusive of Industrial Wastes.

Section 35. "Sanitary Sewer" shall mean a Public Sewer which carries Sewage and to which storm, surface, and groundwaters are not intentionally admitted.

Section 36. "Septage" shall mean the liquid and solid wastes of Sanitary Sewage origin that are removed from a cesspool, septic tank or similar receptacle.

Section 37. "Sewage" shall mean the spent water of the Town, and may be a combination of the liquid and water-carried wastes from residences, commercial buildings, industrial plants, and institutions, together with any groundwater, surface water, and stormwater that may be present.

Section 38. "Sewage Treatment Plant" shall mean any arrangement of devices and structures used for treating Sewage.

Section 39. "Sewage Works" shall mean all facilities for collecting, pumping, treating, and disposing of Sewage.

Section 40. "Sewer" shall mean a pipe or conduit for carrying Sewage.

Section 41. "Shall" is mandatory; "May" is permissive.

Section 42. "Sludge" shall mean waste containing varying amounts of solid contaminants removed from water, Sanitary Sewage, or Industrial Wastes by physical, chemical and biological treatment.



Section 43. "Slug" shall mean any discharge of water, Sewage, or Industrial wastes, which in concentration of any given constituent or in quantity of flow exceeds for any period of duration longer than fifteen (15) minutes, more than five (5) times the average twenty-four (24) hour concentration of flows during normal operation.

Section 44. "Storm Drain" (sometimes termed "Storm Sewer") shall mean a Sewer which carries storm and surface waters and drainage, but excludes Sewage and Industrial Wastes, other than unpolluted cooling water.

Section 45. "Superintendent" shall mean the Superintendent of the Public Works Department of the Town of Stoneham, or his authorized deputy, agent, or representative(s).

Section 46. "Suspended Solids" (denoted "SS") shall mean solids that either float on the surface of, or are in suspension in water, Sewage, Industrial Wastes, or other liquids, and which are removable by laboratory filtration.

Section 47. "Toxic Wastes" shall mean wastes containing toxic or poisonous solids, liquids or gases in sufficient quantity, either singly or by interaction with other wastes, to injure or interfere with any Sewage treatment process, constitute a hazard to humans or animals, create a public nuisance, or create any hazard in the receiving waters of a Sewage Treatment Plant, and those wastes so specified in these Rules and Regulations and in the Act.

Section 48. "Watercourse" shall mean a channel in which a flow of water occurs, either continuously or intermittently.

## ARTICLE II

### USE OF PUBLIC SEWERS REQUIRED

Section 1. Unlawful discharges. It shall be unlawful to deposit, discharge or otherwise dispose of any wastes or Sewage in any manner other than by those methods which are approved by the Town.

Section 2. Town approval of discharges. It shall be unlawful to discharge any wastes, Sewage, or Industrial Wastes to a Natural Outlet without the proper treatment and subject to approval by the Town in accordance with applicable State and Federal regulations.

Section 3. Connection to Public Sewers. Persons with cesspools or septic systems which are inoperable or persons discharging sewage so as to create a public nuisance or health hazard shall be required to connect to the proper Public Sewer as soon as possible. All Persons who discharge to the Sewage Works agree to abide by all the Rules and Regulations as set forth herein and those of the Commission.

## ARTICLE III

### BUILDING SEWERS AND CONNECTIONS

Section 1. Prohibitions. No unauthorized Person shall uncover, make any connections with or opening into, use, alter, or disturb any Public Sewer or appurtenance thereof without first obtaining a permit from the Town. Any person proposing a new discharge into the Sewage Works or a substantial change in the volume or character of pollutants that are being discharged into the Sewage Works shall notify the Superintendent at least forty-five (45) days prior to the proposed change or connection in order to obtain approval. No Person shall break, cut or remove any pipe of the Public Sanitary Sewer, or make or cause to be made any connection to said Sewer except through the connection branches provided for that purpose, unless in another manner approved by the Superintendent. In addition, all Industrial users shall abide by the notification procedures set forth in Article V, Section 1 of these Rules and Regulations.

Section 2. Permits. There shall be two (2) classes of Building Sewer permits: (a) for residential and commercial service, and (b) for service to establishments producing Industrial Wastes. In either case, the Applicant or his agent shall make an application on a special form furnished by the Town. A permit and inspection fee equal to the cost of inspection, as determined by the Town, shall be paid to the Town at the time the application is filed. Said permit shall be valid for no more than sixty (60) calendar days from date of issue.

No licensed Drain Layer shall have more than five (5) permits outstanding at anytime without written permission from the Superintendent.

One copy of the permit shall at all times be available for inspection at the site of the work.

Drain Layers shall only install Building Sewers during the normal working hours of the Department of Public Works. Emergency working hours may be approved in writing by the Superintendent.

Section 3. Installation cost borne by Owner. All costs and expenses incidental to the installation, inspection by the Superintendent and connection of the Building Sewer to the Public Sewer shall be borne by the Owner. The Owner shall indemnify the Town from any loss or damage that may directly or indirectly be occasioned by the installation and connection of the Building Sewer.

Section 4. Separate Building Sewers required. A separate and independent Building Sewer shall be provided for every building; except where one building stands at the rear of another or on an interior lot and no private Building Sewer is available or can be constructed to the rear building through an adjoining alley, court, yard, or driveway, the Building Sewer from the front building may be extended to the rear building and the whole considered as one Building Sewer, with the written approval of the Superintendent. A manhole conforming to the requirements of the Superintendent shall be constructed at the junction of the front Building Sewer and the rear Building Sewer.

Section 5. Existing Building Sewers. Old Building Sewers may be used in connection with new buildings only when they are found, on examination and test by the Superintendent, to meet all requirements of these Rules and Regulations.

Section 6. Method of construction. The size, slope, alignment, materials of construction of a Building Sewer, and the methods to be used in excavating for and installing the Building Sewer shall be according to the requirements of the building and plumbing codes or other applicable rules and regulations of the Town. In the absence of code provisions or in amplification thereof, the materials and procedures set forth in appropriate specifications of the American Society of Testing Materials (A.S.T.M.) and W.P.C.F. Manual of Practice No. 9, shall apply, except that only the following pipe may be used:

Material

- A. Extra heavy cast-iron soil pipe
- B. Cast-iron pipe (Class 150)
- C. Ductile Iron pipe
- D. Extra strength vitrified clay sewer pipe
- E. Polyvinyl Chloride sewer pipe

Joints shall be tight and waterproof. No cement mortar joints will be permitted. Cast-iron pipe with leaded joints may be required by the Superintendent where the Building Sewer is exposed to damage by tree roots. If installed in filled or unstable ground, the Building Sewer shall be of cast-iron pipe, except that nonmetallic material may be accepted if laid on a suitable concrete bed or cradle as approved by the Superintendent.

Section 7. Connection to the Building Drain. Whenever possible, the Building Sewer shall be brought to the building at an elevation below the basement floor. In buildings in which any Building Drain is too low to permit gravity flow to the Public Sewer, Sewage carried by such Building Drain may be lifted by means approved by the Town and discharged to the Building Sewer. Such lifting devices shall be installed and maintained by the Owner with no liability assumed by the Town.

All changes in direction shall be made only by means of cleanouts or cleanout manholes, or "sweeps", and shall be approved by the Superintendent. No Building Sewer shall be laid parallel to and within five feet (5') of any bearing wall.

All construction for new buildings which shall commence after July 1, 1983, shall have the Building Drain exit the building through the basement floor and connect with the Building Sewer at an elevation below the basement floor whenever possible.

Section 8. Prohibited connections. No Person shall make connection of roof downspouts, exterior foundation drains, areaway drains, or other sources of surface runoff or groundwater to a Building Sewer which in turn is connected directly or indirectly to a Sanitary Sewer.

Section 9. Method of pipe laying and backfilling. All pipe shall be laid in a six (6") inch screened gravel envelope. In instances where ground-water may back up into the basement, a well-compacted backfill seal may be placed around the cast-iron portion of the Building Sewer, at the building. Backfill shall be placed in two (2') foot layers and each layer shall be well compacted. Minimum cover for Building Sewers shall be forty-eight inches (48").

No blocks or stones shall be used to support the pipe.

When water is present in a trench, a sump of crushed stone shall be constructed, and water shall be pumped at all times. The trench shall be kept dry at all times during construction.

At all times when pipe installation is not in progress, the open ends of the pipe shall be closed with temporary watertight plugs or by other approved means.

All joints and connections shall be made watertight and gastight.

"No bell" cast-iron pipe is prohibited.

All joints in vitrified-clay pipe or between such pipe and metals shall be made with approved premolded gasket joints.

The connection of the Building Sewer into the Public Sewer shall be made at the "Y" branch, if such branch is available at a suitable location. If no branch is available, a connection may be made by tapping the existing Sewer by an approved method, then inserting an approved "Y" or "T" saddle.

The connection of the Building Sewer into the Sanitary Sewer shall conform to the requirements of the building and plumbing code or other applicable rules and regulations of the Town, or the procedures set forth in appropriate specifications of the A.S.T.M. and W.P.C.F. Manual of Practice No. 9. All such connections shall be made gastight and watertight. Any deviation from the prescribed procedures and materials must be approved by the Superintendent before installation.

Section 10. Notification of the Superintendent. The Drain Layer shall notify the Superintendent when the Building Sewer is ready for inspection and connection to the Public Sewer. The connection shall be made under the supervision of the Superintendent or his representative.

Section 11. Protection of public and property. All excavations for Building Sewer installations shall be adequately guarded, as determined by the Town, with barricades and lights so as to protect the public from hazard. Streets, sidewalks, parkways, and other public property disturbed in the course of the work shall be restored by the Drain Layer in a manner satisfactory to the Town. When it is necessary to close off a street, the Fire Department and Police Department shall be notified by the Drain Layer twenty-four (24) hours in advance. A street opening permit shall be obtained from the Town before opening the street.

Section 12. Variations from Rules and Regulations. Any variation from these Rules and Regulations shall receive the approval of the Town and where applicable the Commission, before implementation.

Section 13. Notification for commencement of work. The Superintendent or duly authorized agent shall be notified at least twenty-four (24) hours prior to the beginning of any work on a Sewer or Building Drain.

Section 14. Proper venting required. No building shall be connected to the Public Sewer system unless said building has a soil line extended to a point above the roof, properly vented.

Section 15. Reporting of prohibited substances found in Building Sewer. All Drain Layers are required to give a full written report to the Board within twenty-four (24) hours in the event that prohibited substances, as defined in Article IV, are found in a Building Sewer during the course of the work.

Section 16. Notification for completion of work. Notification of the Completion of the work with certification that all conditions have been complied with shall be filed in writing with the Superintendent within twenty-four (24) hours after the completion of the work covered in each permit.

Section 17. License for Drain Layers. All Drain Layers shall obtain a license from the Town prior to performing any work in the Town. All licenses shall be issued for a one-year period with renewal required on January 1 of each year. In applying for a license, the Drain Layer shall provide all information required by the Town including a statement that the licensee will supervise and be responsible for all work performed under the license. The licensee shall file with the Town Engineer a Certificate of Insurance in the sums of \$100,000/\$300,000 to cover Public Liability; a Certificate of Insurance in the sum of \$50,000 covering Property Damage including XCU coverage for explosion, collapse, or underground damage; and a performance bond in the sum of \$30,000. In addition, a Certificate of Insurance covering Workmen's Compensation shall be filed, all of which shall remain in full force and effect for a period of at least one year from the date of approval. No insurance policy shall be cancelled without thirty (30) days prior written notice by registered mail to the Town. Said insurance shall indemnify the Town against any and all claims, liabilities, or actions for damages incurred in, or in any way connected with, the performance of the work by a Drain Layer and for, or by reason of, any acts of omission of said Drain Layer in the performance of his work.

Section 18. Licensee not to allow use of name by another. No person duly licensed to construct Building and other private Sewers and make connections with Public Sewers shall allow his name to be used by any other person, either for the purpose of obtaining permits or doing any work under his license.

All Building Sewer installation work shall be performed by Drain Layers licensed by the Town.

Applicants for permits must be Drain Layers licensed in Stoneham.

Section 19. Forfeiture of license. Any Drain Layer in violating any provision of these Regulations shall, in addition to the general penalties provided for the violation of these Regulations in Article IX, forfeit his license.

Section 20. Inspection powers of the Superintendent and Commission. The Superintendent, the Commission, and their duly authorized agents bearing proper credentials and identification shall be permitted to enter, at reasonable times, all properties connected with the Public Sewers for the purposes of inspection, observation, measurement, sampling, and testing, all in accordance with the provisions of these Regulations. They may inquire into any processes including metallurgical, chemical, oil, refining, ceramic, paper, plating, or other industrial activity that contribute waters or wastes to the Public Sewers, but shall not order or demand information concerning any patented process or trade secret beyond that necessary to determine the kind, source, and amount of Sewage discharge from the industrial or commercial plant to the Public Sewers.

#### ARTICLE IV

##### USE OF PUBLIC SEWERS

Section 1. Disposal of unpolluted waters prohibited. No Person shall discharge or cause to be discharged any stormwater, surface water, groundwater, roof runoff, subsurface drainage, uncontaminated cooling water, or unpolluted process waters to any Sanitary Sewer.

Section 2. Discharge method specified. Stormwater and all other unpolluted drainage shall be discharged to such Public Sewers as are specifically designated as Storm Sewers, or to a Natural Outlet approved by the Town. Industrial cooling water or unpolluted process waters may be discharged, on approval of the Town, to a Storm Sewer or Natural Outlet.

Section 3. Prohibited Wastes. No Person shall discharge or cause to be discharged any of the following described waters or wastes to any Public Sewers:

- a) Any gasoline, benzene, naptha, fuel oil, crude oil, lubricating oils, flammable or explosive liquids, solids, or gases, or any other oils or greases of hydrocarbon or petroleum origin.
- b) Any waters or wastes containing toxic or poisonous solids, liquids, or gases in sufficient quantity, either singly or by interaction with other wastes, to injure or interfere with any Sewage treatment process, constitute a hazard to humans or animals, create a public nuisance, or create any hazard in the receiving waters of the Sewage Treatment Plant.
- c) Any waters or wastes having a pH lower than 5.5, or having any other corrosive property capable of causing damage or hazard to structures, equipment, and personnel of the Sewage Works.

- d) Solid or viscous substances in quantities or of such size capable of causing obstruction of the flow in Public Sewers, or other interference with the proper operation of the Sewage Works such as, but not limited to, ash, ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, rubber, latex, unground Garbage, whole blood, paunch manure, hair and fleshings, entrails, paper dishes, cups, and milk containers, abrasive materials, etc. either whole or Properly Shredded by Garbage grinders.

Section 4. Controlled Wastes. No person shall discharge or cause to be discharged the following described substances, materials, waters, or wastes if, in the opinion of the Superintendent or the Commission, such wastes can harm either the Public Sewers, Sewage treatment process, or equipment; have an adverse effect on the receiving stream; or can otherwise endanger life, limb, public property, or constitute a nuisance. In forming an opinion as to the acceptability of these wastes, the Superintendent and the Commission will give consideration to such factors as the quantities of subject wastes in relation to flow and velocities in the Public Sewers, materials of construction of the Public Sewers, nature of the Sewage treatment process, capacity of the Sewage Treatment Plant, degree of treatability of wastes in the Sewage Treatment Plant, and other pertinent factors. The controlled substances are:

- a) Any liquid or vapor having a temperature higher than one hundred fifty (150)°F (65°C).
- b) Any water or waste containing fats, wax, grease, or oils, whether emulsified or not, in excess of one hundred (100) mg/l or containing substances which may solidify or become viscous at temperatures between thirty-two (32) and one hundred fifty (150) °F (0 and 65 °C). Waters or wastes containing such substances, excluding normal household waste, shall exclude all visible floating oils, fats and greases. The use of chemical or physical means (such as temperature variation, emulsifying agents, mechanical mixers) to bypass or release fats, oils, and greases into the municipal sewerage system is prohibited.
- c) Any Garbage that has not been Properly Shredded. The installation and operation of any Garbage grinder equipped with a motor of three-fourths (3/4) horsepower (0.76 hp metric) or greater shall be subject to the prior review and approval of the Superintendent.
- d) Any waters or wastes containing strong acid iron pickling wastes, or concentrated plating solutions whether neutralized or not.
- e) Waters or wastes containing amounts of toxic or objectionable metals in excess of the concentrations attainable by acceptable control technology, including, but not limited to, the following:

Antimony	Chromium	Nickel
Arsenic	Copper	Selenium
Barium	Iron	Silver
Beryllium	Lead	Tin
Boron	Manganese	Zinc
Cadmium	Mercury	

In general, wastes containing the above metals shall be treated to reduce their concentrations to the minimum levels attainable by chemical precipitation processes or other equally effective methods. In no case, however, shall allowable metal concentrations be higher than those concentrations allowed by applicable Federal or State law.

- f) Waters or wastes containing amounts of toxic or objectionable nonmetals in excess of concentrations attainable by acceptable control technology, including, but not limited to:

Ammonia	Pesticides	Polychlorinated Biphenyls (PCB's)
Cyanide	Sulfates	Sulfides
Herbicides	Chlorides	

In no case, however, shall allowable nonmetal concentrations be higher than those concentrations allowed by applicable Federal or State law.

- g) Any radioactive wastes or isotopes of such half-life or concentration as may exceed limits established by the Superintendent or the Commission in compliance with applicable State or Federal regulations.
- h) Any waters or wastes having a pH in excess of 9.5.
- i) Materials which exert or cause:
- 1) Unusual concentrations of inert Suspended Solids (such as, but not limited to, Fullers earth, lime slurries, and lime residues) or of dissolved solids (such as, but not limited to, sodium chloride and sodium sulfate).
  - 2) Excessive discoloration (such as, but not limited to, dye wastes and vegetable tanning solutions).
  - 3) BOD or suspended solids in excess of 325 ppm, or M.D.C. requirements, whichever is more stringent, unusual Chemical Oxygen Demand, or chlorine requirements in such quantities as to constitute a significant load on the Sewage Treatment Plan.
  - 4) Unusual volume of flow or concentration of wastes constituting Slugs, as defined in Article I.
- j) Waters or wastes containing substances which are not amenable to treatment or reduction by the Sewage treatment process employed, or are amenable to treatment only to such degree that the Sewage Treatment Plant effluent cannot meet the requirements of other agencies having jurisdiction over discharge to the receiving waters.



Section 5. Dilution Prohibited. The attainment of specific levels of discharge to municipal sewers by dilution in the absence of treatment shall be prohibited.

Section 6. Decisions of Superintendent or the Commission. If any waters or wastes are discharged or are proposed to be discharged to the Public Sewers, which contain the substances or possess the characteristics enumerated in Section 4 of this Article and which, in the judgement of the Superintendent or the Commission, may have a deleterious effect upon the Sewage Works, processes, equipment, or receiving waters, or which otherwise create a hazard to life or constitute a public nuisance, the Superintendent may:

- a) Reject the wastes,
- b) Require Pretreatment to an acceptable condition for discharge to the Public Sewers,
- c) Require control over the quantities and rates of discharge.

If the Superintendent permits the Pretreatment or Equalization of Waste Flow, the design and installation of the plants and equipment shall be subject to the review and approval of the Superintendent and the Commission and subject to the requirements of all applicable codes, ordinances and by-laws.

Section 7. Special temporary permits. Notwithstanding the limitations set forth in Article IV, Sections 3 and 4 above, a special temporary permit or amendment to an existing permit between the Commission and the Town and the user may be issued whereby a waste of unusual character or strength may be accepted on an interim basis when in the opinion of the Commission, unusual or extraordinary circumstances compel special terms and/or conditions of temporary durations. Such permits or amendments will be issued only when, in the opinion of the Commission, they would not cause any interference with or disruption in the treatment works, would not violate the NPDES permit or Commonwealth water quality standards, and would not force additional controls on other discharges to achieve compliance with effluent limitations.

Section 8. Grease, oil, and sand interceptors. Grease, oil, and sand interceptors shall be provided and maintained by the Owner (not the Town) when, in the opinion of the Superintendent and/or the Commission, they are necessary for the proper handling of liquid wastes containing grease in Excessive amounts, or any flammable wastes, sand, or other harmful ingredients, except that such interceptors shall not be required for private living quarters or dwelling units. All interceptors shall be of a type and capacity approved by the Commission and the Superintendent, and shall be located outside the building as to be readily and easily accessible for cleaning and inspection. Each restaurant must have an approved grease trap. Each gasoline station, garage and other establishment where gasoline is used must have an approved gasoline trap. Each car wash must have an approved sand trap.

Section 9. Maintenance of Pretreatment facilities. Where preliminary treatment or flow-equalizing facilities are provided for any waters or wastes, they shall be maintained continuously in satisfactory and effective operation by the Owner at his expense.

Section 10. Control manholes. When required by the Commission or the Superintendent, the Owner of any property serviced by a Building Sewer carrying Industrial wastes shall install a suitable control manhole, together with such necessary meters and other appurtenances, in the Building Sewer to facilitate observation, sampling, and measurement of the wastes. Such manhole, when required, shall be accessibly and safely located, and shall be constructed in accordance with plans approved by the Commission and the Superintendent. The manhole shall be installed by the Owner at his expense, and shall be maintained by him so as to be safe and accessible at all times.

Section 11. Wastewater sampling. All measurements, tests, and analyses of the characteristics of waters and wastewaters to which reference is made herein shall be determined in accordance with the latest edition of "Standard Methods for the Examination of Water and Wastewater," published by the American Public Health Association, and shall be determined at the control manhole provided, or upon suitable samples taken at said control manhole. In the event that no special manhole has been required, the control point shall be a sampling point acceptable to the Superintendent and/or the Commission. Sampling shall be carried out by customarily accepted methods to reflect the effect of constituents upon the Sewage Works and to determine the existence of hazards to life, limb, and property. The particular analyses involved will determine whether a twenty-four (24) hour composite of all outfalls of a premise is appropriate or whether a grab sample or samples should be taken. Normally, but not always, BOD and suspended solids analyses are obtained from 24-hour composites of all outfalls whereas pH's are determined from periodic grab samples.

Section 12. Monitoring of wastes. All industries discharging into a Public Sewer shall perform such monitoring of their discharge as the Commission, Superintendent, and/or other duly authorized employees of the Town may reasonably require, including installation, use and maintenance monitoring equipment, keeping records and reporting the results of such monitoring to the Superintendent and/or Commission. Such records shall be made available upon request by the Superintendent and/or the Commission to other agencies having jurisdiction over discharges to the receiving waters.

Section 13. Notice of accidental discharge required. Any Person responsible for, or becoming aware of, the discharge to a Public Sewer, accidental or otherwise, of any prohibited substance or of any Slug as defined herein, shall report same immediately by telephone to the Superintendent so that necessary precautions can be taken to minimize the deleterious effects of the discharge. This notification shall be followed, within 15 days of the date of occurrence, by a detailed written statement to the Commission and the Superintendent describing the causes for the accidental discharge and the measures being taken to prevent future occurrence. Such notification will not relieve users of liability for any expense, loss or damage to the Metropolitan Sewerage System and the Town's Sewage Works, or for any fines imposed on the Commission or the Town.

Users shall inform their employees of the existence of these regulations and at least one copy shall be permanently posted on the user's bulletin board. Each user shall permanently post a notice advising employees of the name of the person in their organization responsible for compliance with these regulations and defining who should be notified of any accidental discharges in violation of these regulations.

Section 14. Septage Disposal. Septage shall be disposed of in accordance with the provisions set forth in Article IV, Section 3 of Metropolitan District Commission Rules and Regulations. In no case shall the Commission grant a Permit for the septage containing industrial wastes or incompatible wastes.

## ARTICLE V

### INDUSTRIAL WASTES

Section 1. Industrial User permits. Every user discharging Industrial Wastes to the Town's Public Sewers or directly into the Metropolitan Sewerage System shall obtain a joint permit from the Commission and the Town. Industrial Users proposing new discharges shall obtain such permits prior to constructing a Building Sewer. The Commission and the Town may change the conditions of a permit from time to time as circumstances, including regulations enacted or promulgated by the Federal or State government or its agencies, may require. The Commission and the Town may stipulate special conditions and terms upon which the permit will be issued. No user may increase the daily volume, strength or rate of his permitted discharge beyond fifteen per cent (15%) without first securing an amendment to his permit. A permit shall not be reassigned or transferred.

Section 2. Requirements for obtaining Industrial User permits. Every Industrial User shall be required to obtain a permit and shall, within 90 calendar days of the adoption of these Rules and Regulations, complete and file at their own expense a permit application form with the Commission and the Town. Known Industrial Users who have not filed a permit application will be notified promptly by the Commission or the Superintendent to apply for a permit. As additional users become identified through industrial waste surveys, they will be notified to apply for a permit. All Industrial Users are advised to apply for a permit prior to such notification. Permit application forms may be obtained from the Metropolitan Sewerage Division and the Superintendent and shall be filed within 30 calendar days of notification.

The Commission and the Superintendent shall evaluate the adequacy of data furnished in the application form. If insufficient data has been furnished, the Commission will notify the Industrial User to provide additional data within a specified time. After acceptance of data, the Commission and the Town will issue the permit. The Commission and the Town may stipulate special conditions and terms upon which the permit may be issued.

If an industrial user discharges amount or rates of pollutants in violation of these regulations, the Commission or the Town may revoke the existing permit in accordance with Section 1 of this Article. If an Industrial User shows that changes in the industrial process have improved the characteristics and/or volume of its discharge, the permit may be modified upon application by the Industrial User to the Commission and the Town.

Section 3. Conditions of permit. Permits may contain the following conditions:

- a) Limits on rate, time and characteristics of discharge or requirements for flow regulations and equalization.
- b) Installation of inspection, flow measurement and sampling facilities including access to such facilities.
- c) Specifications for monitoring programs which may include flow measurement, sampling, chemical and biological tests, recording of data, and reporting schedule.
- d) Pretreatment requirements and schedules for implementation, including schedules for reporting progress towards meeting these requirements.
- e) Submission of discharge reports.
- f) Special service charges or fees.
- g) Other conditions as deemed appropriate by the Commission or the Town to ensure compliance with these regulations and with applicable requirements of Federal or State law.

Section 4. Reporting. When required by the permit, each industrial permittee shall submit a duly signed report to the Commission and the Town containing all information requested by the Commission or the Town. Such reports will be submitted at the specified intervals in a form acceptable to the Commission and the Town.

Section 5. Industrial Wastes measurements. Measurement and analyses of Industrial Wastes are to include the following list where applicable. If any item is not applicable, it shall be so stated on the report of the measurements and the reason for deletion stated.

Physical Parameters

Flow  
pH  
Temperature  
Color  
Specific conductance

## Chemical and Biological Parameters

Total solids  
Total volatile solids  
Total Suspended Solids  
Total dissolved solids  
Acidity  
Alkalinity  
5-day BOD  
COD  
Oil and grease  
Chloride  
Sulfate  
Sulfide  
Phenols  
NH<sub>3</sub> (as N)  
NO<sub>3</sub> (as N)  
NO<sub>2</sub> (as N)  
Kjeldahl Organic Nitrogen (as N)  
Ortho-phosphorus (as P)  
Total phosphorous (as P)  
Cr, Cu, Fe, Cd, Pb, Mn, Zn, F, As, Hg, Ni, Ag

Section 6. Flow measurement. For all industries with an average Sewage flow of less than 20,000 gallons per day, flow shall be measured with a sealed water meter on the water supply line or by a method deemed acceptable by the Town and/or Commission. For all industries with an average Sewage flow of 20,000 gallons per day or more, a Sewage flow measuring device of a type approved by the Town shall be installed and maintained by the Owner at his expense for the purpose of Sewage flow measurement.

Section 7. Use of information. The Commission and the Town may use the information provided in the permit applications, permits and reports as the basis for determining user charges.

## ARTICLE VI

### PROTECTION FROM DAMAGE

Section 1. Prohibited acts. No unauthorized Person shall maliciously, willfully, or negligently break, damage, destroy, uncover, deface, or tamper with any structure, appurtenance, or equipment which is a part of the Sewage Works. Any Person violating this provision shall be subject to arrest.

Section 2. Trespass. No unauthorized Person shall enter or remain in or upon any land or structure of the Sewage Works. Any Person violating this provision shall be subject to charges of Trespass.

## ARTICLE VII

### HEARING BOARD

Section 1. Hearing board. A hearing board shall be appointed by the Board of Selectmen or as otherwise provided by By-Law. Said Board shall be responsible for the arbitration of differences between the Superintendent or the Town and Sewer users on matters concerning interpretations and execution of the provisions of these Rules and Regulations. One member of the hearing board shall be the Town Engineer, one shall be a designee of the Board of Selectmen, one shall be a designee of the Finance Board, one shall be a designee of the Town Moderator, and one shall be selected at large for his interest in accomplishing the objectives of these Rules and Regulations.

Section 2. Arbitration. Disputes on matters concerning interpretations and execution of provisions of these Rules and Regulations shall be addressed to the Town Administrator for arbitration. In the event the aggrieved party is not satisfied with the decision of the Town Administrator, he may appeal to the hearing board. The decision of the hearing board, by majority vote of its members, shall be final.

## ARTICLE VIII

### POWERS AND AUTHORITY OF INSPECTORS

Section 1. Permission for inspection. The Superintendent and other duly authorized employees of the Town or the Commission bearing proper credentials and identification shall be permitted to enter, at reasonable times, all properties for the purposes of inspection, observation, measurement, repair, maintenance, sampling, and testing in accordance with the provisions of this ordinance. The Superintendent, the Commission, or their representatives, shall have no authority to inquire into any metallurgical, chemical, oil, refining, ceramic, paper, or other industrial activity beyond that having direct bearing on the kind and source of discharge to the Public Sewers, Watercourses, Natural Outlets, or facilities for Sewage treatment.

Section 2. Requirement to observe safety rules. While performing the necessary work on private properties referred to in Article VIII, Section 1, above, the Superintendent, Commission, or their duly authorized representatives shall observe all safety rules applicable to the premises established by the Person, and the Person shall be held harmless for injury or death to the Town or Commission employees, and the Town and Commission shall indemnify the Person against loss or damage to its property by Town or Commission employees and against liability claims and demands for personal injury or property damage asserted against the Person and growing out of the gauging and sampling operation, except as such may be caused by negligence or failure of the Person to maintain safe conditions as required in Article IV, Section 10.

Section 3. Authority in Easements acquired by the Town. The Town Administrator, the Superintendent and other authorized agents of the Town or the Commission bearing proper credentials and identification shall be permitted to enter upon all private properties through which the Town or the Commission holds a duly acquired Easement for the purposes of, but not limited to, inspection, observation, measurement, sampling, repair, maintenance, and testing of any portion of the Sewage Works lying within said Easement. All entries and subsequent work, if any, on said Easement, shall be done in full accordance with the terms of the duly acquired Easement pertaining to the property involved.

## ARTICLE IX

### PENALTIES

Section 1. Written notice of violation. Any person found to be violating any provision of these Rules and Regulations, except Article VI, shall be served by the Town with written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease all violations.

Section 2. Penalty for continued violation. Any Person who shall continue any violation beyond the time limit provided for in Article IX, shall be subject to any and all penalties which the law may allow. In addition, the Town may direct the Town Counsel to seek an injunction in the Superior Court of the Commonwealth of Massachusetts requiring the offender to cease all violations.

Section 3. Liability. Any Person violating any of the provisions of these Rules and Regulations shall become liable to the Town and/or the Commission for any expense, loss, or damage occasioned by the Town or the Commission by reason of such offense.

## ARTICLE X

### SEWER USER CHARGE

Section 1. Method of billing. User charges shall be calculated on the basis of water consumed as determined in the usual manner by the Stoneham Public Works Department. Sewer user charges shall be billed to each user on a regular basis concurrent with the issuance of water bills.

Section 2. Locations subject to billing. All persons discharging sewage to the public sewers of the Town of Stoneham shall be subject to a sewer user charge. Water customers who do not discharge to the sewer system are not responsible for payment of a sewer user charge. Owners or residents who receive a bill and who consider themselves exempt from the user charge should notify the office of the Superintendent of Public Works, in writing, immediately. Failure to make payment or other arrangements will result in a tax lien on the subject property.

### Section 3. Exemptions.

- a) Water consumed for the initial filling of a new swimming pool shall be exempt from the sewer user charge. Written evidence of the size and capacity of the pool will be required to obtain this exemption.
- b) Outside water usage such as sprinkler systems which is not discharged to the sanitary sewers, will be exempt from the user charge calculation provided a separate water meter is furnished, installed and maintained by the property owner for the purpose of quantifying such usage. These meters must be accessible for reading coincident with the regular scheduled reading of the water meter at the property. All meters are subject to approval and verification by the Public Works Department.

Section 4. Rate. The sewer user charge shall be calculated at a rate as established by the Town Administrator and computed on the basis of total water consumed at the property as determined in the usual manner by the Public Works Department.

## ARTICLE XI

### VALIDITY

Section 1. Repeal of conflicting regulations. Existing regulations or portions thereof in conflict herewith are hereby superseded.

Section 2. Invalidation of section . The invalidity of any section, clause, sentence, or provision of these Rules and Regulations shall not effect the validity of any other part of these Rules and Regulations which can be given effect without such invalid part or parts.

Section 3. Changes in Rules and Regulations. The Town may, from time to time, add to, delete from, change or clarify any of these Rules and Regulations. Any request for amendment of these Rules and Regulations must be submitted in writing, with the reasons therefor, to the Town Administrator for his approval. Said amendment shall be in force only after its adoption and recording.

Section 4. Metropolitan District Commission ordinances. In addition to the rules and regulations set forth in this ordinance, all Persons shall comply, in full, with the sewer use ordinance of the Commission.

## ARTICLE XII

### ENACTMENT

Section 1. Rules and Regulations in force. These Rules and Regulations shall be in full force and effect from and after the first day of July in the year nineteen hundred and eighty-three (1983).



Section 2. Passage. Passed and adopted by the Town Administrator of the Town of Stoneham, Commonwealth of Massachusetts on the day of \_\_\_\_\_, \_\_\_\_\_.

Approved this 19<sup>th</sup> day of Apr 1, 1983

Signed: John F. Ken Loh  
(Town Administrator)

Attest: Annamae Arsenault  
(Clerk)

No. \_\_\_\_\_

TOWN OF STONEHAM

Residential or Commercial Building  
Sewer Application

To the Town of Stoneham, Massachusetts:

The undersigned, being the \_\_\_\_\_ of the property located  
(owner, owner's agent)  
at \_\_\_\_\_, does hereby request a permit to install and connect a  
(number) (street)  
building sewer to serve the \_\_\_\_\_ at said  
(residence, commercial building, etc.)  
location.

1. The following indicated fixtures will be connected to the proposed building sewer:

Number	Fixture	Number	Fixture
_____	Kitchen sinks	_____	Water closets
_____	Lavatories	_____	Bath tubs
_____	Laundry tubs	_____	Showers
_____	Urinals	_____	Garbage grinders

Specify other fixtures \_\_\_\_\_.

2. The number of persons who will use the above fixtures is \_\_\_\_\_.

3. The name and address of the person or firm who will perform the proposed work is: \_\_\_\_\_.

4. Plans and specifications for the proposed building sewer are attached hereto as Exhibit "A".

In consideration of the granting of this permit, the undersigned agrees:

1. To accept and abide by all provisions of the "Sewer User Rules and Regulations of the Town of Stoneham, and of all other pertinent regulations that may be adopted in the future.

2. To pay all the cost of said particular sewer and its connection with the common sewer in said street, including all labor and materials or any other expense incurred necessary for the proper construction of said particular sewer as determined by the Sewer Commissioners.

3. For himself, his heirs, devisees and assigns, that the said Sewer Commissioners shall have access at all reasonable hours, to the said premises, to see that all the laws and rules and regulations relating to the sewer are complied with.

4. To notify the Superintendent when the building sewer is ready for inspection and connection to the public sewer, but before any portion of the work is covered.

5. That construction of the sewer connection will be completed within sixty (60) days of issuance of this permit.

Date \_\_\_\_\_

Signed \_\_\_\_\_  
(Applicant)

\_\_\_\_\_  
(Address of Applicant)

\$ \_\_\_\_\_ inspection fee paid.

\_\_\_\_\_  
(Certification of Town Treasurer)

Application approved and permit granted in accordance with the attached conditions.

Date: \_\_\_\_\_

Signed \_\_\_\_\_  
(Town Administrator)

Sewer Installed

\_\_\_\_\_  
(Name)

Plumbing Permit  
Issued

\_\_\_\_\_  
(Name)

Plumbing Accepted  
System Operating

\_\_\_\_\_  
(Name)

No. \_\_\_\_\_

INDUSTRIAL USER SEWER CONNECTION APPLICATION

To the Town of Stoneham, Massachusetts:

The undersigned being the \_\_\_\_\_ of the property  
(Owner, Lessee, Tenant, etc.)  
located at \_\_\_\_\_  
does hereby request a permit to \_\_\_\_\_ an industrial sewer connection  
(install, use)  
serving \_\_\_\_\_, which company is engaged in  
(Name of Company)  
\_\_\_\_\_  
\_\_\_\_\_

at said location.

1. A plan of the property showing accurately all sewers and drains now existing is attached hereunto as Exhibit "A".
2. Plans and specifications covering any work proposed to be performed under this permit is attached hereunto as Exhibit "B".
3. A complete schedule of all process waters and industrial wastes produced or expected to be produced at said property, including a description of the character of each waste, the daily volume and maximum rates of discharge, and representative analyses, is attached hereunto as Exhibit "C".
4. The estimated number of full time employees at the premises is \_\_\_\_\_.  
The estimated number of part time employees at the premises is \_\_\_\_\_.
5. The name and address of the person or firm who will perform the work covered by this permit is \_\_\_\_\_  
\_\_\_\_\_
6. The Standard Industrial Classification (SIC) number for the business is \_\_\_\_\_.

In consideration of the granting of this permit the undersigned agrees:

1. To furnish any additional information relating to the installation or use of the industrial sewer for which this permit is sought as may be requested by the Town, the Superintendent, and the Commission.
2. To accept and abide by all provisions of the "Sewer User Rules and Regulations" for the Town of Stoneham, Massachusetts, and of all other pertinent regulations that may be adopted in the future.
3. To operate and maintain any waste pretreatment facilities, as may be required as a condition of the acceptance into the Public Sewer of the Industrial Wastes involved, in an efficient manner at all times, and at no expense to the Town.
4. To cooperate at all times with the Town, the Superintendent, the Commission, and their representatives in their inspecting, sampling, and study of the industrial wastes, and any facilities provided for pretreatment.
5. To notify the Superintendent and the Commission immediately in the event of any accident, negligence, or other occurrence that occasions discharge to the Public Sewers of any wastes or process waters not covered by this permit.
6. To commence construction within sixty (60) days of the date this permit is issued.

Date: \_\_\_\_\_ Signed \_\_\_\_\_  
(Applicant)

\_\_\_\_\_  
(Address of Applicant)

\$ \_\_\_\_\_ inspection fee paid \_\_\_\_\_  
(Certification of Town Treasurer)

Application approved and permit granted in accordance with the attached conditions.

Date: \_\_\_\_\_ Signed \_\_\_\_\_  
(Town Administrator)